IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

Crl.Rev.Pet.No. 1536 of 2007()

CRA.629/2006 of I ADDL. SESSIONS COURT, PALAKKAD
CC.95/2003 of JUDL.MAGISTRATE OF FIRST CLASS COURT-III, PALAKKAD

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REVN. PETITIONER: APPELLANT/ACCUSED

A.H.M JAFFER , PROPRIETOR, STEELEX AGENCIES, PALAKKAD DISTRICT.

BY ADV. SRI.GEORGE THOMAS (MEVADA)

RESPONDENTS: RESPONDENT/COMPLAINANT

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1. COL.K.P.DAMODHARAN, 306/CHANDRA NAGAR, PALAKKAD TALUK, PALAKKAD.

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1536 of 2007

Dated this the 10th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.6,00,000/- to the complainant vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for three months.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. Revision petitioner is granted eight months' time from today onwards to pay the amount of compensation, less the amount if any paid to the complainant. He shall appear before the Judicial First Class Magistrate Court-III, Palakkad 10.12.2007 to receive the sentence. Non bailable warrant, pending, if any shall be kept

in abeyance till 10.12.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl